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SEP 26 2006

Docket No.: 4752-010

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Toshihiko HIROOKA *et al.*

Confirmation No. 6593

U.S. Patent Application No. 10/562,163

Group Art Unit: n/a

Filed: December 23, 2005

Examiner: n/a

For: OTDM TRANSMISSION METHOD AND APPARATUS

RESPONSE TO NOTICE TO FILE MISSING PARTS**Mail Stop Missing Parts**

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Missing Parts of Application dated August 23, 2005, the period for response to which is set to expire on October 23, 2006. Submitted herewith are the following:

- Executed Declaration and Power of Attorney;
- Late Declaration Surcharge: \$130.00;
- Copy of Notice to File Missing Parts; and
- Information Disclosure Statement.

Attached hereto is a credit card payment form in the amount of \$130.00, which covers the fees for the above listed items. Please charge any deficiencies in the enclosed fees to Deposit Account 07-1337 and direct any inquiries in connection with this application directly to the undersigned.

10/02/2006 LLANDGRA 00000033 10562163

01 FC:1617

130.00 DP

Respectfully submitted,

LOWE HAUPTMAN &amp; BERNER, LLP

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September 26, 2006

CERTIFICATION OF FACSIMILE TRANSMISSION  
I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMI-  
LE TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE  
ON THE DATE SHOWN BELOW

*Candace Chambers*

TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION

*C. C.*

SIGNATURE

09/26/06

DATE

571-273-8300

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/562,163	Toshihiko Hirooka	4752-010

22429  
LOWE HAUPTMAN BERNER, LLP  
1700 DIAGONAL ROAD  
SUITE 300  
ALEXANDRIA, VA 22314

INTERNATIONAL APPLICATION NO.

PCT/JP04/03957

I.A. FILING DATE PRIORITY DATE

03/23/2004

06/26/2003

CONFIRMATION NO. 6593

371 FORMALITIES LETTER



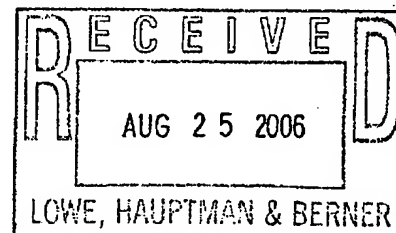
\*OC000000020147851\*

Date Mailed: 08/23/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/23/2005
- English Translation of the IA filed on 12/23/2005
- Copy of the International Search Report filed on 12/23/2005
- Copy of IPE Report filed on 12/23/2005
- Preliminary Amendments filed on 12/23/2005
- Information Disclosure Statements filed on 12/23/2005
- Request for Immediate Examination filed on 12/23/2005
- U.S. Basic National Fees filed on 12/23/2005
- Priority Documents filed on 12/23/2005

DOCKETED BY: SEAN  
DUE DATE: 10-23-06  
MISSING PARTS

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

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- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/562,163	PCT/JP04/03957	4752-010

FORM PCT/DO/EO/905 (371 Formalities Notice)